

Fill in this information to identify your case:

United States Bankruptcy Court for the:

EASTERN DISTRICT OF PENNSYLVANIA

Case number (if known) Chapter 7

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Toppers Spa Salon Marlton South LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 82-3941780

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

945 Route 73 South  
Marlton, NJ 08053

Number, Street, City, State & ZIP Code

Burlington  
County

PO Box 717  
Chestertown, MD 21620

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify:

Debtor **Toppers Spa Salon Marlton South LLC**  
Name

Case number (if known)

**7. Describe debtor's business****A. Check one:**

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

**B. Check all that apply**

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

**C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.**

\_\_\_\_\_

**8. Under which chapter of the Bankruptcy Code is the debtor filing?****Check one:**

- ☒ Chapter 7
- ☐ Chapter 9
- ☐ Chapter 11. **Check all that apply:**

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11.** If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

|                |            |                   |
|----------------|------------|-------------------|
| District _____ | When _____ | Case number _____ |
| District _____ | When _____ | Case number _____ |

Debtor **Toppers Spa Salon Marlton South LLC**  
Name

Case number (if known)

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?
- ☐ No  
☒ Yes.

List all cases. If more than 1, attach a separate list

|          |  |                       |                  |
|----------|--|-----------------------|------------------|
| Debtor   | <b>Topper's Salon and Health Spa, Inc.</b> | Relationship          | <b>Affiliate</b> |
| District | <b>Eastern District of Pennsylvania</b>    | When                  | <b>7/07/23</b>   |
|          |  | Case number, if known | <b>23-12008</b>  |

11. Why is the case filed in this district?
- Check all that apply:
- ☐ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☒ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?
- ☒ No  
☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention?** (Check all that apply.)
- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other \_\_\_\_\_
- Where is the property?** \_\_\_\_\_  
Number, Street, City, State & ZIP Code
- Is the property insured?**
- ☐ No
- ☐ Yes. Insurance agency \_\_\_\_\_  
Contact name \_\_\_\_\_  
Phone \_\_\_\_\_

### Statistical and administrative information

13. Debtor's estimation of available funds
- Check one:
- ☐ Funds will be available for distribution to unsecured creditors.
- ☒ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> 1-49             | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input checked="" type="checkbox"/> 50-99 | <input type="checkbox"/> 5001-10,000   | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199          | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999          |  |  |

15. Estimated Assets
- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> \$0 - \$50,000 | <input type="checkbox"/> \$1,000,001 - \$10 million    | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000      | <input type="checkbox"/> \$10,000,001 - \$50 million   | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input type="checkbox"/> \$100,001 - \$500,000     | <input type="checkbox"/> \$50,000,001 - \$100 million  | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million   | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion          |

Debtor **Toppers Spa Salon Marlton South LLC**  
Name

Case number (if known)

**16. Estimated liabilities**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☒ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor **Toppers Spa Salon Marlton South LLC**  
Name

Case number (if known)

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **July 7, 2023**  
MM / DD / YYYY

**X /s/ Richard Keaveney**

Signature of authorized representative of debtor

**Richard Keaveney**

Printed name

Title **Sole Member**

**18. Signature of attorney**

**X /s/ Harry J. Giacometti**

Signature of attorney for debtor

Date **July 7, 2023**

MM / DD / YYYY

**Harry J. Giacometti 55861**

Printed name

**Flaster/Greenberg, P.C.**

Firm name

**1717 Arch Street**

**Suite 3300**

**Philadelphia, PA 19103**

Number, Street, City, State & ZIP Code

Contact phone **(215) 279-9393**

Email address **harry.giacometti@flastergreenberg.com**

**55861 PA**

Bar number and State

**TOPPERS SPA SALON MARLTON SOUTH LLC**  
**(A New Jersey Limited Liability Company)**

**UNANIMOUS WRITTEN CONSENT OF SOLE MEMBER**

The undersigned, being the sole member Toppers Spa Salon Marlton South LLC, a New Jersey Limited Liability Company (the "Company"), hereby adopts the following resolutions with the same force and effect as if adopted at a duly held meeting of the Members of the Company held pursuant to the Company's Operating Agreement, direct the Secretary of the Company to file this written consent with the records of the Company and consent to the taking of all prior actions referred to in such resolutions:

RESOLVED, that, in the judgment of the Member, it is desirable and in the best interests of the Company that the Company commence a bankruptcy case by filing a voluntary petition under Chapter 7 of Title 11 of the United States Code (the "Bankruptcy Code"); and

FURTHER RESOLVED, that the appropriate officers of the Company be, and each hereby is, authorized and empowered on behalf of, and in the name of, the Company to execute and verify or certify a petition under Chapter 7 of the Bankruptcy Code and to cause the same to be filed in the United States Bankruptcy Court for the Eastern District of Pennsylvania Jersey (the "Bankruptcy Court") at such time as said authorized officer executing the same shall determine; and

FURTHER RESOLVED, that the appropriate officers of the Company be, and they hereby are, authorized and empowered on behalf of, and in the name of, the Company to execute and file all petitions, schedules, lists, and other papers and to take any and all actions that any of the authorized officers may deem necessary, proper or desirable in connection with the Chapter 7 case, with a view to the successful prosecution of the case; and

FURTHER RESOLVED, that the law firm of Flaster Greenberg, P.C. be, and it hereby is, employed as bankruptcy counsel for the Company under a general retainer; and


FURTHER RESOLVED, that all appropriate officers of the Company are hereby authorized to instruct the Company's bankruptcy counsel to take all necessary steps in connection with the Company's Chapter 7 case; and

FURTHER RESOLVED, that this Unanimous Written Consent of the Sole Member in lieu of a regularly scheduled meeting shall be filed with the limited liability company records of the Company.

FURTHER RESOLVED, that any and all acts by or on behalf of the Company taken by one or more of the officers of the Company in connection with or furtherance of the foregoing resolutions prior to the adoption of these resolutions be and the same hereby are in all respects ratified, approved and confirmed.

A handwritten signature in black ink, appearing to be a stylized 'M' or 'W' followed by a long horizontal stroke.

SOLE MEMBER:

  
\_\_\_\_\_  
RICHARD KEAVENEY

Ada Iuliano  
61 Appletree Lane  
Sewell, NJ 08080

Amber Mutschler  
412 E. Main Street  
Marlton, NJ 08053

Ann Marie Broos  
88 East Main Street  
Marlton, NJ 08053

Antoinette Albus  
18 Birch Grove Lane  
Blackwood, NJ 08012

Ashley Abbott  
37 Woodhaven Way  
Sicklerville, NJ 08081

Bank of America  
PO Box 15019  
Wilmington, DE 19886

Beauty Systems Group  
3001 Colorado Blvd  
Denton, TX 76210

Brenda DeJohn  
15 Spring Hill Drive  
Clementon, NJ 08021

Cantor Novak Beaver & Pike  
41 University Drive # 401  
Newtown, PA 18940



Carolyn Bendzynski  
503 East Center Street  
Clayton, NJ 08312

Carolyn DiMonte  
2250 Monmouth Lane  
Williamstown, NJ 08094

Colleen Yeager  
310 Evergreen Drive  
Moorestown, NJ 08057

Comcast  
PO Box 6505  
Chelmsford, MA 01824

CP Marlton LLC  
c/o Cyzner Properties  
192 Route 22 West  
Green Brook, NJ 08812

Danielle More  
1731 Peacock Court  
Mays Landing, NJ 08330

Deanna Frangos  
771 Fourth Street  
Woodbury Heights, NJ 08097

Delaware County Linen  
2626 W. 4th Street  
Chester, PA 19013

Denise Pondish Worrell  
522 Powell Road  
Mount Holly, NJ 08060

Desiree Metz  
55 Pleasant Valley Drive  
Woodbury, NJ 08096

Dorothy Moore  
60 Pebble Lane  
Blackwood, NJ 08012

Erica Gensel  
61 Sherbrook Blvd.  
Somerdale, NJ 08083

Ethos Beauty Partners  
100 E. 9th Street  
Runnemede, NJ 08078

Gina DiCroce  
6 E. Walnut Street  
Merchantville, NJ 08109

Got Your Back  
521 E. Hector Street  
Conshohocken, PA 19428

Hanover Insurance Group  
440 Lincoln Street  
Worcester, MA 01653

Independence Blue Cross  
PO Box 8240  
Philadelphia, PA 19101

Internal Revenue Service  
Bankruptcy Specialist  
PO Box 7346  
Philadelphia, PA 19101-7346

JC Erhlich Co.  
1125 Berkshire Blvd  
Suite 150  
Reading, PA 19610-1218

Jonah Kimmelstiel, LLC  
2 University Plaza  
Suite 101  
Hackensack, NJ 07601

Kelly Sanders  
15 Monmouth Ave.  
Berlin, NJ 08009

Keyano International  
100 4th Street  
Ballston Spa, NY 12020

Laura Taylor  
420 Heulings Ave.  
Apt. 4  
Riverside, NJ 08075

Lauren Vanliew  
502 Monticello Court  
Marlton, NJ 08053

Linda Bravo  
3 Bayberry Court  
Voorhees, NJ 08043

Lori Litwin  
1952 N. Birchwood Pk Drive  
Cherry Hill, NJ 08003

LTD Construction  
918 Lakeview Avenue  
Clementon, NJ 08021

M&T Bank  
PO Box 7678  
Buffalo, NY 14240

Mariah Kirk  
225 Adams Ave.  
Barrington, NJ 08007

Mary Ann Somach  
12 Cobblestone Road  
Cherry Hill, NJ 08003

Matthew VanLiew  
502 Monticello Court  
Marlton, NJ 08053

Maxine Licata  
9 Covenger Court  
Medford, NJ 08055

Mordechay Algrably  
733 Chanticleer  
Cherry Hill, NJ 08003

Nicole Franks  
1925 Bellevue Avenue  
Woodbury, NJ 08096

Nicole Shea  
49 Glacier Drive  
Berlin, NJ 08009

Philadelphia Indemnity Insurance Co.  
One Bala Plaza, Suite 100  
Bala Cynwyd, PA 19004

Republic Waste Service  
PO Box 9001099  
Louisville, KY 40290-1099

Richard Keaveney  
102 South Water Street  
Chestertown, MD 21620

South Jersey Gas  
PO Box 6091  
Bellmawr, NJ 08099-6091

State of New Jersey  
Department of Labor  
Division of Employer Accounts  
PO Box 059  
Trenton, NJ 08625

State of New Jersey/Division of Taxation  
Attn: Meghan DuPree  
2 Riverside Drive, Suite 200  
Camden, NJ 08103

Stephanie Flaemig  
91 Knollwood Drive  
Cherry Hill, NJ 08002

Tiffany Freas  
20 S. Grove Street  
Sicklerville, NJ 08081

**United States Bankruptcy Court  
Eastern District of Pennsylvania**

In re **Toppers Spa Salon Marlton South LLC**

Debtor(s)

Case No.

Chapter

**7**

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Toppers Spa Salon Marlton South LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

**Richard Keaveney  
102 South Water Street  
Chestertown, MD 21620**

☐ None [*Check if applicable*]

**July 7, 2023**

Date

**/s/ Harry J. Giacometti**

**Harry J. Giacometti 55861**

Signature of Attorney or Litigant

Counsel for **Toppers Spa Salon Marlton South LLC**

**Flaster/Greenberg, P.C.**

**1717 Arch Street**

**Suite 3300**

**Philadelphia, PA 19103**

**(215) 279-9393**

**harry.giacometti@flastergreenberg.com**